

106TH CONGRESS  
2D SESSION

# H. R. 5562

To amend title 28, United States Code, to allow a judge to whom a case is transferred to retain jurisdiction over certain multidistrict litigation cases for trial.

---

## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 26, 2000

Mr. COBLE introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To amend title 28, United States Code, to allow a judge to whom a case is transferred to retain jurisdiction over certain multidistrict litigation cases for trial.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Multidistrict Litigation  
5       Act of 2000”.

6       **SEC. 2. MULTIDISTRICT LITIGATION.**

7       Section 1407 of title 28, United States Code, is  
8       amended—

1           (1) in the third sentence of subsection (a), by  
2       inserting “or ordered transferred to the transferee  
3       or other district under subsection (i)” after “termi-  
4       nated”; and

5           (2) by adding at the end the following new sub-  
6       section:

7       “(i)(1) Subject to paragraph (2) and except as pro-  
8       vided in subsection (j), any action transferred under this  
9       section by the panel may be transferred for trial purposes,  
10      by the judge or judges of the transferee district to whom  
11      the action was assigned, to the transferee or other district  
12      in the interest of justice and for the convenience of the  
13      parties and witnesses.

14       “(2) Any action transferred for trial purposes under  
15      paragraph (1) shall be remanded by the panel for the de-  
16      termination of compensatory damages to the district court  
17      from which it was transferred, unless the court to which  
18      the action has been transferred for trial purposes also  
19      finds, for the convenience of the parties and witnesses and  
20      in the interests of justice, that the action should be re-  
21      tained for the determination of compensatory damages.”.

1 **SEC. 3. EFFECTIVE DATE.**

2       The amendments made by section 2 shall apply to  
3 any civil action pending on or brought on or after the date  
4 of the enactment of this Act.

○